



IFW

PATENT
Customer No. 22,852
Attorney Docket No. 05725.1553-00

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re National Stage of International)
Application No. PCT/FR03/02357 of:)
)
Pascal ARNAUD) Group Art Unit: Unassigned
)
Application No.: 10/565,635) Examiner: Unassigned
)
Filed: January 24, 2006) Confirmation No.: 7496
)
For: COSMETIC COMPOSITION)
COMPRISING A PARTICULAR)
ESTER, AND USES THEREOF)

INFORMATION DISCLOSURE STATEMENT
UNDER 37 C.F.R. § 1.97(b)

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

Pursuant to 37 C.F.R. §§ 1.56 and 1.97(b), Applicant brings to the attention of the Examiner the documents on the attached listing. To the undersigned's knowledge, this Information Disclosure Statement is being filed before the mailing date of a first Office Action on the merits for the above-referenced application.

Copies of the listed foreign and non-patent literature documents are attached. Copies of the U.S. patents and U.S. patent application publications are not enclosed. Applicant respectfully requests that the Examiner consider the listed documents and indicate that they were considered by making appropriate notations on the attached form.

With respect to the non-English language documents, Applicant submits the following remarks:

1. EP 1 040 814 B1 - This document is believed to be related to U.S. Patent No. 6,372,201 B1, cited on the attached Form PTO/SB/08.

2. WO 02/17861 A1 - This document is believed to be related to U.S. Patent Application Publication No. US 2003/0082125 A1, cited on the attached Form PTO/SB/08.

3. WO 03/026698 A1 - This document is believed to be related to U.S. Patent Application Publication No. US 2004/0197361 A1, cited on the attached Form PTO/SB/08.

4. von Stephan Pawlenko, "Kennzahlen und IR-Spektren Einiger Pivalinsaureester," Lustus Liebigs, Annalen der Chemie, Vol. 663, pp. 8-11, (1963) - This document is cited at page 17, line 10, of the specification.

5. Hans Paulsen und Horst Behre, "Carboxoniumverbindungen in der Kohlenhydratchemie, XIII, Chemische Beichte, Vol. 104, pp. 1281-1298 (1971) - This document is cited at page 17, line 12, of the specification.

This submission does not represent that a search has been made or that no better art exists and does not constitute an admission that each or all of the listed documents are material or constitute "prior art." If the Examiner applies any of the documents as prior art against any claim in the application and Applicant determines that the cited documents do not constitute "prior art" under United States law, Applicant reserves the right to present to the U.S. Patent and Trademark Office the relevant facts and law regarding the appropriate status of such documents.

Applicant further reserves the right to take appropriate action to establish the patentability of the disclosed invention over the listed documents, should one or more of the documents be applied against the claims of the present application.

If there is any fee due in connection with the filing of this Statement, please charge the fee to Deposit Account No. 06-0916.

Respectfully submitted,

FINNEGAN, HENDERSON, FARABOW,
GARRETT & DUNNER, L.L.P.

By:



Mark D. Sweet
Reg. No. 41,469

Date: October 5, 2006

INFORMATION DISCLOSURE
STATEMENT BY APPLICANT

(Use as many sheets as necessary)

OCT 05 2006

10/565,635

Complete if Known

Application Number	10/565,635
Filing Date	January 24, 2006
First Named Inventor	Pascal ARNAUD
Art Unit	Unassigned
Examiner Name	Unassigned

Sheet

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of

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Attorney Docket Number

05725.1553-00000

U.S. PATENTS AND PUBLISHED U.S. PATENT APPLICATIONS

Examiner Initials	Cite No. ¹	Document Number	Issue or Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear
		Number-Kind Code ² (if known)			
	1	US-3,441,600	04-29-1969	Chao et al.	
	2	US-3,523,084	08-04-1970	Chao et al.	
	3	US-3,651,102	03-21-1972	Coopersmith	
	4	US-4,224,311	09-23-1980	Vanlerberghe et al.	
	5	US-4,243,657	01-06-1981	Okumura et al.	
	6	US-5,368,857	11-29-1994	Corcoran et al.	
	7	US-5,928,652	07-27-1999	Bodelin-LeComte	
	8	US-6,372,201 B1	04-16-2002	Leuridan et al.	
	9	US-2003/0082125 A1	05-01-2003	Grimm	
	10	US-2004/0197361 A1	10-07-2004	Oguchi et al.	

Note: Copies of the U.S. Patent Documents are not Required in IDS filed after October 21, 2004

FOREIGN PATENT DOCUMENTS

Examiner Initials	Cite No. ¹	Foreign Patent Document	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear	Translation ⁶
		Country Code ³ Number ⁴ Kind Code ⁵ (if known)				
	11	EP 1 040 814 B1	10-04-2000	L'Oréal		English Counterpart
	12	WO 02/17861 A1	03-07-2002	L'Oréal		English Counterpart
	13	WO 03/026698 A1	03-04-2003	Shiseido Company, Ltd.		English Counterpart

NON PATENT LITERATURE DOCUMENTS

Examiner Initials	Cite No. ¹	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published.	Translation ⁶
	14	International Search Report for PCT/FR03/02357, dated February 25, 2004.	
	15	V.A. Bochkova et al., "Synthesis and Properties of Esters of α , α -dimethylalkanoic Acids and Polyhydric, " Journal of Applied Chemistry of the USSR, Russian Original Vol. 46, No. 8, Part 2, 1929-1932 (1973).	
	16	M. Fefer, "Neo Acids Chemistry and Applications," Journal of the American Oil Chemists' Society, Vol. 45, No. 1, pp. 5-10 (1968).	
	17	von Stephan Pawlenko, "Kenzahlen und IR-Spektren Einiger Pivalinsaureester," Lustus Liebigs, Annalen der Chemie, Vol. 663, pp. 8-11, (1963).	
	18	Hans Paulsen und Horst Behre, "Carboxoniumverbindungen in der Kohlenhydratchemie, XIII, Chemische Beichte, Vol. 104, pp. 1281-1298 (1971).	
	19	"Microemulsions Theory and Practice," Edited by Leon M. Prince, Academic Press, Inc., New York, pp. 21-32 (1977).	

Examiner Signature	Date Considered
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EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.